IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CRIMINAL APPLICATION NO. 7736 OF 2005
IN
CRIMINAL APPEAL NO. 1087 OF 2005

Tarun Devidas Patil .. Applicant

Vs.

The State of Maharashtra .. Respondent

Mr. A.P. Mundargi, Sr. Counsel with Mr. Ganesh Gole for the applicant.

Mr. A.S. Gadkari, APP for State.

CORAM : B. H. MARLAPALLE &
SMT. R.S. DALVI,JJ.

Date : February 28, 2006.

P.C.:

1. Heard Mr. Mundargi, the learned Sr. Counsel with Mr. Gole for the applicant and Mr. Gadkari, the learned APP.

2. We have gone through the reasoning set out by the learned IVth Additional Sessions Judge, Thane after analysing the evidence both oral and documentary placed before him and we are satisfied that the applicant cannot be released on bail by suspending the order of sentence under Section 389 of Cr.P.C.

3. Hence the application fails and the same is

hereby rejected.

4. However, the applicant is at liberty to file private paper book to be certified by the trial court and apply thereafter for final hearing of the appeal.

(Smt.R.S. Dalvi,J.) **(B.H. Marlapalle, J.)**